

Practitioner's Docket No. 206,738



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jose WIRTZ

Application No.: 10/516,957

Filed: ~~06/30/2006~~ 12/13/2004

Group No.: 3673

Examiner: Santos, Robert

For: PROTECTIVE COVER FOR COMFORTER

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION TO REVIVE PATENT APPLICATION—FAILURE TO PAY ISSUE
FEE UNINTENTIONAL (37 C.F.R. §§ 1.137(b) AND 1.316)

1. Applicant hereby petitions for the revival of this application.

2. Nature of the Abandonment

The undersigned has reviewed his/her records and noted that the issue fee for the application was not timely paid.

3. Date of Filing of This Petition After Abandonment: June 30, 2006

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

✓ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

✓ as "Express Mail Post Office to Addressee"

Mailing Label No. ER05967696145 (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Date: 6/30/2006

27/07/2006 TBESHAH2 00000096 10516957

Sig 00140:2453

750.00 OP

Anthony Natali
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

4. The delay in payment of the issue fee was unintentional. The entire delay from the due date in paying the required issue fees until the filing of this petition was unintentional. 37 C.F.R. § 1.137(b)(3).

5. Payment

A. Issue Fee is paid herewith

Utility Patent Issue Fee \$700.00

B. Publication Fee (1.18(d)) is paid herewith \$300.00

6. Petition fee (35 U.S.C. § 41(a)(7) and 37 C.F.R. § 1.17(m))

Application status is: small entity

Small business entity—fee \$750.00

Petition Fee \$750.00

Total issue and petition fee to be paid \$1,750.00

7. Payment of total fee:


Attached are checks in the amount of \$1,000 & \$750.00

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 01-0035

9. Terminal Disclaimer

This utility application was filed on or after June 8, 1995 and no terminal disclaimer is required.

Date: June 30, 2006



Signature of person making statement that
abandonment was due to unintentional delay

Anthony J. NATOLI
Registration Number 36,223